

RESOLUTION

AUTHORIZING CHANGE ORDER #1/FINAL CHANGE ORDER DECREASING THE CONTRACT PRICE FROM \$1,158,834.90 TO \$1,133,193.94 A DECREASE OF 2.21% OR \$25,641.05, AUTHORIZING ACCEPTANCE OF THE PROJECT, RELEASE OF THE PERFORMANCE BOND, ACCEPTANCE OF THE MAINTENANCE BOND, AND FINAL PAYMENT TO TOP LINE CONSTRUCTION CORP. (22 FIFTH STREET, SOMERVILLE, NJ 08876) FOR THE 2023-2 ROADWAY IMPROVEMENT PROJECT WHICH INCLUDES THE BASE BID FOR THE ENTIRE LENGTHS OF BEEKMAN ROAD, DUVAL STREET, GALWAY LANE, HANCOCK AVENUE, SARGENT STREET, SHANNON ROAD, AND WEST SUMMIT STREET AND ALTERNATE BID FOR THE ENTIRE LENGTHS OF MCBRIDE WAY AND STUDDIFORD WAY, FUNDED THROUGH THE 2023 CAPITAL ROAD FUND

WHEREAS, the Township of Bridgewater and Top Line Construction Corp. entered into a contract for the road repaving and incidental improvements to Beekman Road, Duval Street, Galway Lane, Hancock Avenue, Sargeant Street, Shannon Road, and West Summit Street, with an Alternate Bid for McBride Way and Studdiford Way the 2023-2 Roadway Improvement Project; and

WHEREAS, there is Change Order #1/Final Change Order decreasing the contract price from \$1,158,834.99 to \$1,133,193.94, which was a 2.21% decrease in the amount of \$25,641.05 to the contract amount based on an adjustment of estimated quantities to match as-built quantities; and

WHEREAS, the aforesaid modification necessitates a change order to reflect the actual contract amount, which change order is permissible under the Local Public Contracts Law and the Local Government Services regulations with respect to the same; and

WHEREAS, William H. Burr, IV, Township Engineer, recommends authorizing Change Order #1/Final Change Order, Accepting the Project, Releasing the Performance Guarantee and Accepting the Maintenance Bond; and

WHEREAS, Christopher M. Corsini, Township Attorney, has reviewed the Township Engineer's memo of completion, Executive Summary, Maintenance Bond, Change Order #1/Final Change Order, and Affidavit of No Liens, and has found all of same to be satisfactory; and

WHEREAS, the contractor has submitted to the Township an "Affidavit of No Liens" confirming that all indebtedness associated with this project has been satisfied; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Bridgewater, in the County of Somerset and State of New Jersey as follows:

1. It hereby acknowledges that this project has been satisfactorily completed, accepts same and, accordingly, releases Performance and Payment Bond No. (CA-4784357) in the amount of \$1,158,834.99 from Great American Insurance Group.

2. It authorizes the appropriate municipal officials to pay the balance due on the final contract which is hereby accepts, and which has resulted in an adjusted contract amount of \$1,133,193.94.
3. It hereby accepts Maintenance Bond (CA-4784357M), in the sum of \$169,979.09 issued by Great American Insurance Group.
4. It hereby directs Grace Njuguna, Deputy Township Clerk, to transmit certified copies of this resolution to William Pandos, CFO, William H. Burr, IV, Township Engineer, Remington & Vernick Engineers, and Top Line Construction Corp.

Introduced	Seconded	Council	Aye	Nay	Abstain	Absent
✓		Kurdyla	✓			
	✓	Norgalis	✓			
		Pedroso	✓			
		Ring				✓
		Kirsh	✓			

Adopted: December 7, 2023

RESOLUTION

AUTHORIZING CHANGE ORDER #1/FINAL CHANGE ORDER INCREASING THE CONTRACT PRICE FROM \$598,100.00 TO \$619,130.00 AN INCREASE OF 3.52% OR \$21,030.00, AUTHORIZING ACCEPTANCE OF THE PROJECT, RELEASE OF THE PERFORMANCE BOND, ACCEPTANCE OF THE MAINTENANCE BOND, AND FINAL PAYMENT TO EARTHWORKS, INC. (13 MORELLO COURT, FARMINGDALE, NJ 07727) FOR THE 2022 CAMP CROMWELL TRAIL IMPROVEMENT PROJECT, FUNDED THROUGH OPEN SPACE GRANT AGREEMENT AND OPEN SPACE FUND

WHEREAS, the Township of Bridgewater and Earthworks, Inc. entered into a contract for improvements at the former site of Camp Cromwell, construction of multi-use gravel surface trails, mountain biking optimized natural surface trails, rain garden, access gate, parking lot repairs, trail kiosks, benches, tables, bike racks, refuse receptacles, timber bridges, and trail markers; and

WHEREAS, there is Change Order #1/Final Change Order increasing the contract price from \$598,100.00 to \$619,130.00 which was a 3.52% increase in the amount of \$21,030.00 to the contract amount based on an adjustment of estimated quantities to match as-built quantities including unforeseen work including improvements to the covered pedestrian bridge and demolition of a concrete pond, each of which presented as safety concerns in immediate proximity to the trails.; and

WHEREAS, the aforesaid modification necessitates a change order to reflect the actual contract amount, which change order is permissible under the Local Public Contracts Law and the Local Government Services regulations with respect to the same; and

WHEREAS, William H. Burr, IV, Township Engineer, recommends authorizing Change Order #1/Final Change Order, Accepting the Project, Releasing the Performance Guarantee and Accepting the Maintenance Bond; and

WHEREAS, Christopher M. Corsini, Township Attorney, has reviewed the Township Engineer's memo of completion, Executive Summary, Maintenance Bond, Change Order #1/Final Change Order, and Affidavit of No Liens, and has found all of same to be satisfactory; and

WHEREAS, the contractor has submitted to the Township an "Affidavit of No Liens" confirming that all indebtedness associated with this project has been satisfied; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Bridgewater, in the County of Somerset and State of New Jersey as follows:

1. It hereby acknowledges that this project has been satisfactorily completed, accepts same and, accordingly, releases Performance and Payment Bond No. (S315660) in the amount of \$598,100.00 from NGM Insurance Company.

2. It authorizes the appropriate municipal officials to pay the balance due on the final contract which is hereby accepts, and which has resulted in an adjusted contract amount of \$619,130.00.
3. It hereby accepts Maintenance Bond (S315660), in the sum of \$92,869.50 issued by NGM Insurance Company.
4. It hereby directs Grace Njuguna, Deputy Township Clerk, to transmit certified copies of this resolution to William Pandos, Chief Finance Officer, William H. Burr, IV, Township Engineer, and Earthworks, Inc.

Introduced	Seconded	Council	Aye	Nay	Abstain	Absent
✓		Kurdyla	✓			
	✓	Norgalis	✓			
		Pedroso	✓			
		Ring				✓
		Kirsh	✓			

Adopted: December 7, 2023